## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

Lisa Proctor, Plaintiff,

VS.

Case No. 1:09-cv-127

Commissioner of Social Security,
Defendant

## **ORDER**

This matter is before the Court on the Magistrate Judge's Report and Recommendation filed September 17, 2010 (Doc. 14).

Proper notice has been given to the parties under 28 U.S.C. § 636(b)(1)(C), including notice that the parties would waive further appeal if they failed to file objections to the Report and Recommendation in a timely manner. See United States v. Walters, 638 F.2d 947 (6th Cir. 1981). No objections to the Magistrate Judge's Report and Recommendation have been filed.

Having reviewed this matter <u>de novo</u> pursuant to 28 U.S.C. § 636, we find the Magistrate Judge's Report and Recommendation correct.

Accordingly, it is **ORDERED** that the Report and Recommendation of the Magistrate Judge is hereby **ADOPTED**. This action is **REVERSED** pursuant to Sentence Four of 42 U.S.C. § 405(g) and **REMANDED** for further proceedings.

Date: October 12, 2010 <u>s/Sandra S. Beckwith</u>

Sandra S. Beckwith, Senior Judge United States District Court